



Ninety-Ninth Legislature - First Session - 2005
Introducer's Statement of Intent
LB 703

Chairperson: Patrick J. Bourne
Committee: Judiciary
Date of Hearing: February 10, 2005

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 703 amends the Nebraska Treatment and Corrections Act to give the Board of Parole the authority to grant medical parole to a committed offender who is terminally ill or permanently incapacitated based upon their medical condition.

Committed offenders who've served one-half of their sentences and aren't under sentence of death or life imprisonment may be considered for medical parole in addition to any other parole. The Department of Corrections will identify committed offenders who may be eligible for medical parole based on their medical records.

The Board of Parole will review the medical, institutional and criminal records of the committed offender in addition to any supplementary examinations or investigations ordered by the board. The decision to grant medical parole and establish conditions of release is within the sole discretion of the board. Conditions of release on medical parole may include placement for medical treatment. The term of medical parole is for the remainder of the sentence.

The Board of Parole may revoke medical parole if a medical parolee's condition improves to the extent that he or she would not be eligible for medical parole or if the medical parolee violates any condition established by the board. If medical parole is revoked due to improvement in the medical condition of the parolee and the parolee is eligible for parole or any other release program, he or she may be considered for the program.

Principal Introducer: _____
Senator Vickie D. McDonald